Atty. Docket No. SP-1692.1 US (EVE01 P-820)



CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

October 17, 2005

Date

Jacki R. Buckley

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

: 3726

Examiner

John C. Hong

Applicant

Mark A. Ferguson et al.

Appln. No.

10/678,894

Filing Date

October 3, 2003

Confirmation No.

2322

For

APPARATUS AND METHOD FOR SECURING ITEMS TO A

HANGABLE MERCHANDISER

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.

Any fee for additional claims has been calculated as shown below:

CLAIMS AS AMENDED

	Col. 1		Col. 2	Col. 3 Small Entity		Other Than A Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total Claims	* 36	Minus	** 36	= 0	x \$25	\$	X \$ 50	\$ 0
Independent Claims	* 2	Minus	*** 3	= 0	x 100	\$	X \$200	\$ 0
First Presentation of Multiple Dependent Claims \$180							X \$360	\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT								\$ 0

Applicant

Mark A. Ferguson et al.

Appln. No.

10/678,894

Page

2

Each Additional Group of 50 Pages That Exceeds 100 Pages

Col. 1		Col. 2	Col. 3	Small Entity		Other Than A Small Entity	
No. of Groups Remaining After Amendment		Highest No. of Groups Previously Paid For	Present Extra Groups	Rate (each add'l 50 pages over 100)	Add'lFee	Rate (each add'l 50 pages over 100)	Add'l Fee
1	Minus	* 2	=** 0	x \$125	\$	X \$250	\$ 0

One "group" is a set of 50 application (specification, claims, abstract, and drawings) pages.

- * If the entry in Col. 2 is more than the entry of Col. 1, write "0" in Col. 3
- ** If the entry in Col. 3 is not "0," pay the required fee.
- 1. Small entity status of this application 37 CFR §§1.9 and 1.27 has been established by a verified statement previously submitted or is enclosed.
- 2. x No additional fee is required.
- 3. A fee of \$____ to cover the cost of the additional claims added by this response is enclosed.
- 4. A fee of \$____ to cover the application size fee is enclosed.
- 5. x Please charge any additional fees or credit overpayment to Deposit Account No. 05-1325. A duplicate copy of this sheet is attached.

October 17, 2005.

Date

Kevin T. Grzelak, Registration No. 35 169

Price, Heneveld, Cooper, DeWitt & Litton, LLP

695 Kenmoor, S.E.

Post Office Box 2567

Grand Rapids, Michigan 49501

(616) 949-9610

KTG/jrb

Atty. Docket No. SP-1692.1 US (EVE01 P-820)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3726

Examiner : John C. Hong

Applicant : Mark A. Ferguson et al.

Appln. No. : 10/678,894 Filing Date : October 3, 2003

Confirmation No. : 2322

For : APPARATUS AND METHOD FOR SECURING ITEMS TO A

HANGABLE MERCHANDISER

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

AMENDMENT UNDER 37 C.F.R. 1.111

Responsive to the Office Action mailed August 26, 2005, please amend the above-identified application as follows and consider the following remarks.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.